



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590

AUG 16 2016

REPLY TO THE ATTENTION OF:

WC-15J

CERTIFIED MAIL 7009 1680 0000 7635 9443
RETURN RECEIPT REQUESTED

Mr. Raymond Vintika
Vice President
Beaver Oil Company, Inc.
6037 Lezi Avenue
Hodgkins, Illinois 60525

Re: Violations of Consent Decree No. 13 C 830

Dear Mr. Vintika:

This letter serves as notice to you that Beaver Oil Company, Inc. (Beaver) has violated the terms of the above referenced Consent Decree (CD), as further specified below.

Violation 1 – Violation of Paragraphs 22 and 23 of the CD

Beaver's Discharge Authorization (DA) no. 15872-6.3 Special Condition 6 and paragraph 23 of the CD list several requirements for monthly influent reporting. These requirements include, but are not limited to, generator's telephone number, SIC code, and waste constituents by chemical compound name as defined by the priority pollutant list and the Resource Conservation and Recovery Act hazardous waste list and concentration ranges of those waste constituents. Beaver violated Special Condition 6 and paragraph 23 of the CD by failing to include all the required information as required by Special Condition 6 and paragraph 23 of the CD in its monthly influent reports from May 2015 through March 2016. Specifically, Beaver failed to include the following information:

- Telephone number from June 2015 through October 2015
- SIC code from June 2015 through October 2015
- USEPA industrial category for all categorical generators from June 2015 through March 2016

- Concentration ranges of waste constitutes as defined by the EPA's priority pollutant list and RCRA hazardous waste list from May 2015 through March 2016
- Which loads were recycled or repurposed in lieu of a commercial product and where those loads were used From November 2015 through March 2016
- The wastestream into which each load was placed from January 2016 through March 2016
- Waste Survey Form reference number in March 2016

Beaver also violated paragraph 22 of the CD which requires that Beaver comply with the monthly influent reporting requirements required by its current DA.

Violation 2 – Violation of Paragraphs 17 and 43 of the CD

Beaver's DA no. 15872-6.3 and the Appendix D of the Metropolitan Water Reclamation District of Greater Chicago's (District's) Sewage and Waste Control Ordinance require that Beaver file for a renewal of the DA not less than 90 days prior to the expiration date of the DA. Beaver failed to submit an acceptable Discharge Authorization Request (DAR) until January 12, 2016. As such, Beaver's DAR was 126 days late. Beaver failed to appropriately and timely submit an application of renewal of the DA and therefore failed to comply with the standards set forth in the DA and the Sewage and Waste Control Ordinance. This is a violation of paragraph 17 of the CD, which requires Beaver to comply with the requirements and standards set forth in the Clean Water Act (CWA) and the DA. This is also a violation of paragraph 43 of the CD, which requires Beaver to submit to the appropriate agency timely and complete applications and take all other actions necessary to obtain all such permits or approvals.

Violation 3 – Violation of Paragraphs 17 and 43 of the CD

Beaver's DA no. 15872-6.3 expired at 11:59 p.m. on December 7, 2015. Beaver's DA No. 15872-7 became effective retroactively on January 12, 2016. Beaver operated without a valid DA from at least December 8, 2015 to January 12, 2016. This is an additional violation of paragraphs 17 and 43 of the CD.

Violation 4 – Violation of Paragraph 44 of the CD

Beaver failed to include all correspondence between Beaver and the District in its 4th Quarter Quarterly Report. Specifically, EPA is aware of the December 4, 2015 email to and response from the District regarding Beaver's DA renewal. This correspondence was not included the Quarterly Report. This is a violation of paragraph 44 of the CD.

Violation 5 – Violation of Paragraph 44 of the CD

Beaver failed to provide a written summary of its noncompliance with DA regarding its failure to timely and appropriately apply for renewal of the DA. This is a violation of paragraph 44 of the CD.

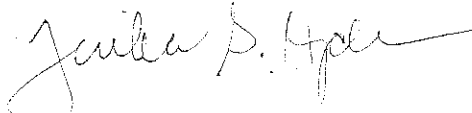
Explanation of Noncompliance

Please submit a written explanation detailing your response to the allegations of noncompliance in this letter and a detailed Plan of Action to return to compliance and prevent future noncompliance. Please submit the written explanation and Plan of Action by August 26, 2016.

EPA reserves all rights and remedies, legal, and equitable, available to address any violation cited in this letter, any other violation of the CWA, and to enforce the CD. Neither issuance of this letter by EPA nor compliance with its terms precludes further enforcement action pursuant to Section 309 of the CWA, 33 U.S.C. § 1319, for violations cited herein, for any other violations of the CWA committed by Beaver, or to enforce the CD including the stipulated penalties.

If you have any questions, please contact Ben Atkinson, of my staff, at (312) 353-8243.

Sincerely,

A handwritten signature in cursive script, appearing to read "Tinka G. Hyde", written in dark ink.

Tinka G. Hyde
Director, Water Division